


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Planning  
Alexandria, VA 22315

  
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Jackie L. Pitre

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PATENT  
5838-00300

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/864,510

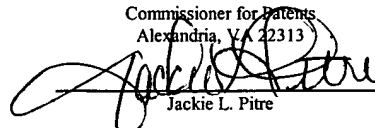
Confirmation No.: 2445

Filing Date: May 24, 2001

Inventors: Murphy et al.

Title: VENTRICULAR  
RESTORATION SHAPING  
APPARATUS AND METHOD  
OF USE

§ Examiner: R. A. Lewis  
§ Group/Art Unit: 3732  
§ Atty. Dkt. No.: 5838-00300  
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<p>CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8</p> <p>DATE OF DEPOSIT: <u>10/26/04</u></p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail on the date indicated above and is addressed to:</p> <p>Commissioner for Patents Alexandria, VA 22313</p> <p> Jackie L. Pitre</p>
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**INFORMATION DISCLOSURE STATEMENT**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

Sir:

It is respectfully requested that this Information Disclosure Statement be entered and the document listed on attached Form PTO-1449 (DD1-DD2) be considered by the Examiner and made of record. A copy of the listed document is enclosed for the convenience of the Examiner.

It is hereby certified that reference number DD1 in the enclosed Information Disclosure Statement was not cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned person after making reasonable inquiry, was known to any individual designated in § 1.56 (c) more than three months prior to the filing of the Statement.

It is hereby certified that reference number DD2 contained in the enclosed information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

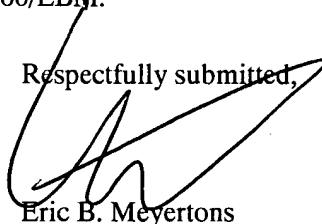
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Inventors: Murphy et al.  
Appl. Ser. No.: 09/864,510  
Atty. Dkt. No.: 5838-00300

Enclosed is a fee authorization form for the filing of this Information Disclosure Statement. Should any fees be required, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 50-1505/5838-00300/EBM.

Respectfully submitted,



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Date: 02/06/04

<b>Form PTO-1449</b> (modified) List of Patents and Publications For Applicant's Information Disclosure Statement (Use several sheets if necessary)	ATTY. DKT. NO. 5838-00300	SERIAL NO. 09/864,510
	APPLICANT: Murphy et al.	GROUP: 3732
	FILING DATE: May 24, 2001	

### U.S. PATENT DOCUMENTS

EXAM. INITIALS	REF. DES.	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE

### FOREIGN PATENT DOCUMENTS

EXAM. INITIALS	REF. DES.	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES/NO

### OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	DD1	Office Action for U.S. Patent Application No. 10/454,978 mailed September 27, 2004
	DD2	International Search Report and Written Opinion for PCT/US04/06061 mailed October 8, 2004.

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the patent owner.